1879-80
(L.R.)

File No. 21/1879-80
Serial No. 21-41

P.:10

Sub: Planting and Preservation of Topes.

R.7.8998/3

G. R. S. IX-5]

Previous references.

L.R 4869/1877.

1879-80

191 .

(Revenue)

File No. 21-X-379-80

Serial Nos. 21-44 E

Later references.

Inc. 235-37 (19.21-24)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 21-44

Part B for

SUBJECT.

Printing and preservation of Tapes.

Undated

Sir

W D 89—GPB—80,000—21-7-16

(1)

18 9 : P. No. 91

No. 3942.

Name of Petitioner. S. Venugopala

Village. Hosakote

Taluk. Do

District. Bangalore

Date of Arzi. 22. February 90

Date of Receipt. 26 Do

Date of Disposal.

No. of Enclosures. 2. Two enc.

ABSTRACT.

Appeal against the order of the Deputy of Bangalore directing the removal of the [illegible] by the ryots near the Travellers Bungalow at Hosakote -

1.2. Is dismissed with

Vide order on reverse.

10 Sep. 90

(3)

1882

(22)

From

The Secretary to the Chief Commissioner of Mysore, ~~General~~ Revenue Department.

To

The Deputy Commissioner of the Bangalore Dt.

Dated 21st February

Despatched "

Received

Enclosures No. 3.

General No. 6241

R. No. 696.

The accompanying petition, received at the Chief Commissioner's office from Byregowda Moregowda of Kadatta, is referred for report to the D. C. who is requested to dispose of the case according to law and the rule governing such decision.

Information is required on the following points and the reasons and under what circumstances the rule was framed.

By order,

Revenue Secretary

Sl. No. 5 / 85

187 .

From The Dep. Commissioner
Bangalore District.

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department.

Dated 27th February 1880

Despatched 28th — do —

Received 1 — 3 do

Enclosures No.

General No. } 187 —7 .
R. No. 562

Report in the matter of Petition presented by Ryotgaru of Chandapura Hobli

1.3.80

Submd

2/3/80

R. 552

(7)

(8)

Dy. Commissioner's Office
Bangalore District
Dated 27th February 1856.
Camp Veerahully

To
The Secretary to the
Chief Commissioner
of Mysore
Revenue Department.

Sir,

With reference to your No. 6241/696 dated 8th instant, I beg leave to forward a petition from Ramegowda of Doddatah, praying the favour to state that he is 10 years age and the planting of trees in almost every village of the District was undertaken by me. In some cases the villagers undertook the task. In other cases single individuals like Petitioner agreed to do the needful. Where the villagers undertook the planting they

not rec'd with
Ltr
TR
7/3/1856

were entitled to the grass grown within the enclosure, till it was time to remove the hedge and throw open the tops to the public. Mind the fruit.

2. In the case Primary Electors were allowed to utilize the grass in the planted hedges, it being valuable fuel as hay grass, it was undoubtedly to their benefit to plant a good close hedge all around.

3. The trees are not bearing at maturity and must yearly progressively diminish the extent of land available for grass. Indeed in a few years more the shade of the trees will prevent any growth of grass unless indeed the trees be cut down in favour of the grass.

4. There are several counties in the same position as Leitrim who at the request of the Executive having planted trees

and Tom Scarg them back
they would like to leave the town
-ship; and in some cases they might
be induced even like Tinker
to leave up the 5 or 10 years Contayen
at the case Rate; whilst the trees
were growing - That, however, would
in part depend the objection Govern-
-ment, who wanted the tops for the
Government or Public Purposes
tops, and stamped by Private
individuals who in some cases
are prone to alienate the Land and
the Timber as it grows at times
to cut and destroy the same
when they have a chance.

5. Fifteen days the trees were
planted some 4 years ago. That is
the case the record of their planting
dates back some 5 or 6 years and
which will be evidenced by their
present growth. Other trees might
have been planted subsequently

and it will be necessary to search
trees, that will be required to be built around them, in order
to protect them, when the tope
over them.

6. Persons of the present gives
Adi tope, at Cocottah decayed
age, this young tope middle of
great length, situated not is
close to the village and on the main road,
It is not true that Cottar planted
the tree without permission, he was
allowed to do so on the condition
that the tope became Sirkar.
All it appears to me, that Cottar
is entitled to, is the fruit
Thanking you Sir,
Your most Obedient Servant.

Illegible
By: Commissioner
Bangalore District

8.3.80

Sl 187 /86.

From The Dy Commissioner
Bungalow District

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department.

Dated 8th March 1880.

Despatched

Received

Enclosures No. 3.

General No. R No. 580. } 187 —7 585.

This office No 562 of the 27th Ultimo, reporting in the matter of the Sopa planted by Pyargow. dana Moongowda near Stockholt.

In continuation of the above, has the honor to return Moongowda's petition and Sundry accompaniments, forwarded with the Secretary's No 624/1696 dated 21st Idem.

Dy Commissioner

Jn. 2 (13)

No 3942

Bangalore
20th Feb. 1850

To
C. Rangacharlu Esqr. C.I.S
Revenue Secretary to the Chief
Commissioner Mysore
and Coorg

Most Respected Sir

I most respectfully beg to bring the following to your Honors kind consideration in the hope that Justice will be done to my cause.

About four years ago I planted about 100 grafted and Cooley mango and other trees, in a piece of land, long used by me as a threshing floor, situated by the road to Madras near the Travellers Bungalow at Hosakote. A Ryan Naik of Hosakote applied for the lease of the grass grown on the aforesaid piece of land. On this the ex-Amildar Timmappa represented to the Commissioner that the grass could not be sold as the trees planted by me were very young and that the grass as well as the produce of the trees should belong to me as it was a "Bamaha Tope".

To avoid all disputes concerning the piece of land, I applied for the possession of it on a fixed rent, but the Commissioner refused to grant my request, although I agreed to pay Kandayam from the year in which I planted the trees. On the 9th October last

I

was informed that if the piece of land was rented to me, I should have a right to use the trees of the Tope. I was further informed that I might claim the grass in consideration of the expenses I incurred in rearing the trees. and that I should remove the aloe hedge when the trees became sufficiently large.

While I was trying to right my cause I was ordered, on the 13th instant to remove the aloe hedge within 48 hours and build walls round the Tope. It was ordered that in case of my failing to do so, the Government would cause the hedge to be removed and my property would be sold to pay the cost of the removal of the hedge and the building of the walls.

From the above it is clear that the orders of the Dy Commissioner were not decisive. His first order allowed me a certain time to remove the hedge, while his Second one issued a few months afterwards, is to the effect that the hedge should be removed within 48 hours. Is it possible for young plants to become sufficiently large within a period of four months? The double row of hedge round the Tope cost me very much. The ground is a little raised above the level of water in the neighbourhood. Hence the great difficulty of watering

watering the plants. The order from the Dy Commissioner directly interest as it balances the value of the opium grown with the labour and cost I incurred in rearing the trees

The Dy Commissioner states that if Puttal be drawn up in my name, I might remove the trees. Here I do not understand what the Dy Commissioner means. Why should I not have any claim to the trees which cost me a good deal? And why should I unnecessarily remove them?

It is true that I planted the trees on a piece of land belonging to Govt and used by me as a threshing floor. Why cannot Puttah be drawn up in my name while I agree to hold the piece of land on a fixed rate of assessment and to pay up the kandayam for the previous years? It is not consistent with Justice to force me to throw open the Tope for the use of the public.

The Dy Commissioner says that the Tope is a charitable one. Supposing that the Tope is a charitable one, has he received from me a recognition to that effect. No. This year I have enlarged the plantation. Had it been my intention to make it a public Tope, I would not have spent so much on it.

I planted the trees without permission This is the only fault I have committed.

According to

so is a fine amounting to twice or four times the Kandayam. I am ready to pay the fine if the Patta be drawn up in my name and if the removal of the hedge is delayed till my case is finally settled. I beg to state that one Manaji has planted a tope near my own. As the Patta has been drawn up in his name I respectfully beg that your honor will be pleased to give orders to the effect that the Patta should be drawn up in my name. I am ready to execute a Muchalika if you and the Dy Commissioner think it necessary to the effect that I will not remove the trees from the tope

If you find it hard to rely on my statements, I would bear the cost of travelling if you depute any one to inspect the tope in question as it will be natural for the Dy Commissioner to report in such a way as to procure the confirmation of his previous orders

I remain Sir
your most obedient and
humble servant
[illegible]

Parangovadana Managowda of Hosakote

COURT FEE
GOVERNMENT OF INDIA
MYSORE
FOUR ANNAS

COURT FEE
GOVERNMENT OF INDIA
MYSORE
FOUR ANNAS

ಶ್ರೀ ಸಚ್ಚಿದಾನಂದ ಸರಸ್ವತೀ ಸ್ವಾಮಿಗಳವರು ಶ್ರೀ ಶಂಕರಭಗವತ್ಪಾದರ ಜೀವನ ಚರಿತ್ರೆಯನ್ನು ಸಂಸ್ಕೃತದಲ್ಲಿ ಬರೆದಿರುವ ಗ್ರಂಥವೇ ಶಂಕರವಿಜಯ. ಇದರಲ್ಲಿ ಒಟ್ಟು ೨೪ ಸರ್ಗಗಳಿವೆ. ಪ್ರತಿಯೊಂದು ಸರ್ಗದಲ್ಲಿಯೂ ಸುಮಾರು ೧೦೦ ಶ್ಲೋಕಗಳಿವೆ. ಈ ಗ್ರಂಥವನ್ನು

(20)

1880

From

The Secretary to the Chief Commissioner of Mysore, General Department.

To

The Dy. Commrs of Kadur

Dated 12th March

Despatched

Received

Enclosures No——

General No. 682-80

P No. 725

Issue instructions relative to the right of parties to whom the Security is handed over on the payment of the assessment due on the land.

Rd 2 PM 12-3-80

Sup Dis

Resp. from the C.C. of Coimbatore in Fin. Dept. (Revenue).

(221)

(5)

Read—

Petition Regd. 4th Sept. 87 from Ramaswami Mudaliar, Manager of Hosur, praying against the order of the Commissioner, Bangalore directing the removal of the Hedge around the site allotted by him near the Travellers' Bungalow at Hosur.

Letter from the Asst. Commissioner of the Bangalore District, dated 27th February 88, reporting on the above Petition.

Rs 11/3

Order thereon. —

Public Expenses in former days allotted from charitable motives, in relief of public the only consideration given by the Government being the exemption of the land from assessment

Ry. 12 14
Mar. 1888

Ry. 12 14
1321-S
P. 725

and such charitable matters were not found sufficient to prevent the flooding of Lake, Rules have been in force since 2nd July 1946, which authorizes grants of Crown Lands to be used for the Lake and the catchment in the flooding of the Lake.

2. The Lake under notice, situated by Mongamulu & Kaibale, as well as many other in the District, are classed as Crown Lands which within the last 10 years by the Villagers are used by individuals, as the circumstances of the different Cases, without any stipulated fee the grants of Crown Lands, the planters simply enjoying the use of the Crown where the trees are young, and of the fruits of the trees after cultivation.

(24)

Where parties, however, can
be of little reality if the tapes
~~are~~, or arrangements, are to
be known prior to the public,
so that the Parties do not
devise any materials, return
for the labor and costs
involved in the Meeting,
and the tapes must be
considered to be used
secretly to the civi-
-lized public Offices.
The arrangements seem
to be of doubtful expediency,
and is not calculated
to promote the Meeting
of these tapes, or the enjoyment
-ment of these advantages, should
3. The Meeting of Tapes and
ties will be better promoted
by giving an alternative right
to the Selection
tapes.
~~to the Court~~ in the ~~Court~~. The
off. Chief Executive, under
the circumstances, considers

that in the case under notice as well as in other similarly circumstanced, where the Trustee may come forward to pay the expenses of the Court from the date of the meeting of the Life, the Life may, with advantage, be accepted, such the Life recognized as their priority subject to the payment of the funeral expenses.

Where orders do not apply to the older Insolvency Courts and by Trustees in public and charitable Cases.

Print

By Remembrancer.

To the Chief Commr. Bengal
District.

" " Assessors Courts
Districts.

(26)

Dated the 14th
Rec'd 526
From
The Offg. Under Secretary to the
Govt of India
Foreign Dept.

No 46

Dated 22nd October 1910
Recd Sept 27/10

No 1120 dG.

Forwarding for report
Copy of a despatch from
the Secretary of State No 71
dy 9th Sept 1910. forwarding
certain observations on
Chief Comrs Proc. No 6521-8
dy 12th-3-910. pointing to the
"planters of certain tracts of
waste absolute right in them
in perpetuity by the assessments on
the land".

Pub. Dept. No. 1 Rly 3/11

(28)

/ Copy /

India Office
London, 9th Sept. 1880

Revenue
No. 71

(6)

To

His Excellency
The Most Honble
The Governor-General
of India in Council

My Lord Marquis,

1 In the Mysore and Coorg Proceedings for March last, I received an order of the Chief Commissioner granting to the Islanders of certain Topes of trees absolute right in them on payment of the assessment on the land.—

No. 6621-2 Revenue of 12th March

2 As this ruling appears to me unlikely to promote the planting of trees as expected by the Chief Commissioner, I think it desirable to call your Excellency's attention to the subject.—

I have &c.
(Sd.) Hartington

No.

(25)

No. 1120 I. G.

Copy of the foregoing forwarded to the Chief Commissioner of Mysore for report.

By Order &c.

H. Davis

for Offg. Under Secretary to the Govt. of India

Foreign Department

General

Simla

the 12th October 1882

(30)

Sl 27 18 . . 67

From

The Secretary to the Chief Commissioner of Mysore, General Department.

To

The Deputy Comm.r
Bangalore

Dated 12th Nov 1900

Despatched

Received

Enclosures No.

General No. 1642

No. 544

With reference to the instructions conveyed in Proceedings of the 12th March 1880, No 6621-8 P. 725, the Dy Comr of Bangalore is requested to report in what manner effect has been given to the same in the individual case under notice as well as in any other similar cases

By
Rule

(32)

General, (Secret) No. 928

1880.

From The Commissioner
Bangalore Distt.

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department

Dated 16th
Despatched
Received 18th Jany

Enclosures No.

~~General~~. No.
R No. 492 } 1880—81.

Sir

With reference to
your Circ. Ct. No. 4643/5441
dated 7th instant, requesting to report the
manner in which effect
has been given to the
Chief Commissioner's
Proceedings No. 662-8
Pages 11. 12
dated 30th Nov. last, relative to the
right of Inamdars to the
trees recently planted
by them on payment
of the assessment due
on the land. I have
the honor to state that
instructions were issued

to the Auditors in terms of the above proceedings; but no application has been made, and until it is made, will be stated as in the case of Thomas Jones of Kentish who has paid up the Assessment of the Land since the Valuation of the Property, and is now in full possession of the same.

2- I beg to add that I should be very much obliged if any more applications will be made, as the General Meeting is fixed so as to appropriate the funds, and close it to the Public.

I have the honor to be

Sir

Your most Obt. Servt

Dy. Commissioner

W.H.

(34)

Nov. 429 Secs 5 & 6

(General Serial No. 30) 1648

1889.

From The Deputy Commissioner
Chinnagiriroll.

To
The Secretary to the Chief Commissioner
of Mysore, Revenue Department.

Dated 13th December, 88

Despatched 18th.

Received 21.12

Enclosures No.

General No. } 18 —8 .
No. 450.

Requesting instructions about
granting of land for Village
Slopes

5 C. 21.10.89

Palace warrant 9 C
No 4455 for

Foreday

21/12

(9)

Deputy Commissioner's Office
Chanda District
Camp Bantzipur, 7th December
1880.

(9)

To

The Secretary to the
Chief Commissioner
Revenue Department.

Sir,

With reference to the Chief Commissioner's
No: Ry 662-8/P 725 dated 12th March 1880, on
the subject of granting lands for Tejee
with absolute right in them, subject
to the payment of annual assessment,
I have the honor to state that in May
last, I granted Survey No 32 of the A. G.
Gonnali village, measuring 1-2-
leaving no assessment and marked
in the Survey Settlement papers
"for the village Tejee", on his application
to which Subadhar Saheb, Patel
of Gonnali, on the condition that
if it is not planted within two years,
it would be resumed by Government.

2. The Survey Department have
assigned a Survey Number in
almost every village in this

district free of assessment for planting village Topes. Some have been planted, and the Ryots are being induced to plant the others.

3. So far as this district is considered no particular wish has been expressed by the ryots planting village Topes against their being known as Reserves to the public. They themselves are at liberty to utilize the fruits, for which however there is not any appreciable demand from outsiders. It is not very probable that the ryots would plant Topes on condition of their paying assessment for the ground. I believe that the system of assigning lands free of assessment for village Topes was on this account introduced.

4. I am humbly of opinion that the system laid down in the order dated 12th March 1880 of granting

granting lands with alienable right on condition of paying the assessment whenever applications for such grants are received, may be advantageously followed, without cancelling the existing practice, and I read the order under notice in this light. In this view, I granted the land alluded to the Komale grant on his peril. I have the honor to solicit further instructions at your early convenience.

I have the honorable
Sir,
Your most obedient servant.

W. Mackinnon
Deputy Commissioner
Shimoga District.

(40) Encl: - $1.30 cts

Letter from the Commr. of the Kaira Distt. No. 450 of the 7th December 1880.

Cir. 3363-41 of 27th
A.983
Accounts Dt.

Sir,

In the above letter, the Collr. of Kaira has requested a Survey Number in almost every village in the Distt free of assessment for planting Village Topes, and enquires whether the planting of such Village topes for public or charitable purposes is opposed to the orders conveyed in Govt. dated 12th March 1880, No. 662/725

The Orders referred to were not intended to prohibit the grant of land free of assessment for the planting of Public topes, but simply provided that where

individual planters
prefered to hold the trees
as private property in
absolute right, staying
assessment on the land,
the same should be
permitted.

As charitable motives may not be always sufficient to promote the planting of trees from public spirit more or less, it becomes necessary to look to private interest to promote the planting of trees as private property. The [illegible] trees to remain private property from the commencement of planting the land in which the trees are planted, may be conferred upon sufficient inducement for the planting. The Zemindars and the Landed Gentry are requested to offer their opinion as to

a Letter under similar to those in force in the Madras Presidency in regard to private Lapses providing for the Temporary Exemption of the lands from assessment for a period of 20 years or less cancelled with advantage in order to be introduced, ~~to~~ relieve the planters from the burden of the assessment till the trees come into bearing. They should also state whether the Rules of 1845 ~~should be cancelled~~ may not altogether be dispensed with as the Rules in force, in Madras in regard to Plantations, & public and private Lapses.

L. Rev. Govt. Lapses.
Report of Superintendent Survey
with Govt. No. 532 of 725 of the 2nd March 50. Rev. Selection

(43)

1880 £10

To

The Deputy Commissioner of Salt
& Excise, Lahore Cantonment.

Dated 27th December 1880

Sir,

No. 5553-41
dated 27th

Regarding the advertising by beating
during Rules framed to be
in force in the Mandi
Area for encouraging the
Refining of Salt.

(b)(1)

No. 544 Despatch from Commissioner Polar District

Natal 29th December 1881

(17)

From

The Deputy Commissioner
Polar District

To

The Private Secretary
to the Chief Commissioner
of Lily Land

Sir

With Reference to Chief Commissioner's
Proceedings No. 5783-41 of the 29th December 1880,
R 983
I have the honor to forward a copy of Circular
No 81 dated 2nd October 1880 issued in the
Chief Commissioner's Office, from which it
will be seen that rules similar to those
in force in the Bad-as Residency, provid-
-ing for the compulsory exemption of the
lands required for Sapie from assessment
for a reasonable period are also in force
in this District.

I have the honor to be
Sir
Your most obedient Servant

B Brickmanger
Deputy Commissioner

General (Serial No. 29.)

1880. 81

From The Commissioner
Kolaba

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department.

Dated 29th Dec 80 Received
Despatched 31st "
Received 3/1/81

Enclosures No.

General No. 1237 } 188 —8 .
No. 333 }

Forwarding copy of
Circular no 82 of 20 Octo
1865 regarding the temporar
exemption of the lands re
-quired for Depo from ass
-essment
-exemption for a certain
time.

(46)

Revenue 1881 No 482 of 1740.

From The Deputy Commissioner Bangalore district

To

Secretary to Chief Commissioner, Revenue ~~General~~ Department.

Dated 10th January

Despatched

Received 11/1

ENCLOSURES NO

~~General~~ No. 611 } 1880 —81

No.

R

Report on the subject of the proposed introduction into this Province of the Forest Rules regarding the grant of certain concessions to the Chiefs Chiefs of villages for the preservation of Chandanam

11. 1. 81

Forwarded

Papers with Secy

the numerous trees planted on Cundapoor paying Land-Tax can already be seen all around Bangalore, and would have been noticeable long ago, but the Survey Department commenced operations from the great Cauvery, Bangalore, instead of the Remote Districts; when the people found the intelligence to the Capitals to inspect by the Company Servants.

II. Since the time has passed, i.e., we are a stage in advance of such hiring, whose private interest has to be consulted by encreasing, in order to promote the planting of trees. Besides, being private property, the trees are out of reach of the public and cattle, and are liable to change owners, and be cut down at any time

III. Like the Country-farmers with wealthy men, they

to plant trees for shelter and ornament, which it is desirable to encourage the planting of charitable trees, not only as an addition to the existing number, but with a view of replacing those now gradually dying out from old age; but should offer no special inducements for planting the same, beyond granting the land free of assessment, as long as the trees exist. It is believed that trees would be found beneficial individually and Communities who would be ready to plant "Arbor" trees on their farms, and claiming no profit to the fruit, but only to the trees. These trees would be of benefit to the public at large, and the Government would be more justified in allowing this land for such a generally beneficial purpose, than in favor of fruit

individuals who would always be desiring to avoid the coercion in this case, as distinguished from the subjects of the community.

V. Even for the promotion of such "Unions" type, could the efforts of the patriots be used to the given, but for in each village, and in some villages where there are already existing good types, no local statutes should be given out. From 5 to 10 acres a village, it seem they would probably suffice.

VI. Legislation sufficient, that could in force in Malta in regard to elections and for this and similar types as referred to, as particularly prescribed in the 3rd year Edw. VI. C. 1, and which, it is apprehended, may be enforced by the Civil Malta Courts. - A Legislative

it appears to me that a grant
rent free of the space actually
occupied by the Churches and
as long as the building is ac-
-tually devoted to the purpose
is all the encouragement that
is now required, seeing that
income is getting so valuable
a commodity - In fact persons
about Bangalore have even built
Churches hoping to get grant
free, in addition to the ground
landed -

VII. The private trees,
as already stated by me, I think
no encouragement is required
or is advisable, and for pub-
-lic trees, would give the
Corporation of permanent
alienation of the revenue
so as to ensure the permanence
of the trees while a succession
to private individuals would

(54)

not secure –

I have the honour to be

Sir

Your most obt. Servt.

L. Butler

Dy Commissioner

W.T.

(56)

Revenue Misc. 5516

1887. 98.38.

From The Deputy Commissioner
Kadur District

To

The Secretary to the Chief Commissioner
Revenue Department.

H 19

Dated Camp Kadigenhalli 31st January

Despatched 15th

Received 17/1.

Enclosures None

General No. 5/15
No.

Sir,

With reference to the Chief Commrs proceedings No 5533-41 983 dated 27th ultimo, I have the honor to report that, in my opinion that the rules published in page 7 of the standing orders of the Madras Board of Revenue with regard to the planting of topes, appear to be fairly liberal and may be introduced into Mysore with advantage.

2 The rules of 1846 have not been successful in encouraging the planting of topes, as far as I can ascertain

only three topics in the whole Digest
appear to have been selected under
them.

I have the honor to be
Sir,
Your most obe[dient] Servant
J. [illegible]
Offg Deputy Commissioner
Kadiri Division

No. 4134 36 of 1887

To,

The Revenue Secretary
to the Chief Commissioner
of Mysore

Survey Superintendent's Office
Bangalore 17th January 1887

Sir,

I have the honor to acknowledge the receipt of Chief Commr's Order No. R 983 of the 24th ultimo in which I am called upon for my opinion as to whether rules similar to those in the Madras Presidency in regard to private Topes, providing for the temporary exemption from assessment of the lands for a period of 20 years or less, might not be introduced with advantage in Mysore, so as to relieve the planters of the

Amerdm

burden of the assessment till
the trees come into bearing.

I On the above question, I think that if any concession be made, in order to stimulate the planting of private Topes, it must not be in the shape of exemption of the land from assessment prior to the trees growing up; when the trees have grown up and are fairly classible as Topes and so long as the Topes flourish exemption from assessment might be granted, but if the land be granted free of assessment from the time of planting, the concession would be certain to be abused. When the assessment is remitted

the

the right in the eye of the occupant, the Government and the Public would have to be defined as otherwise the tree would be the absolute property of the Planter.

3 I must confess I do not regard favourably any encouragement which takes the shape of remission of assessment as it generally leads up to dishonest attempts, in at any rate some cases. If Tops are valuable as private property, as they undoubtedly are, the lower assessment will not stand much in the way. Tops seldom occupy much ground — in rare cases do at the most — and the assessment would generally be

about

about one Rupee or so, or, in the neighbourhood of Bangalore, about Rs. 1. 8. 0, per dry land. I scarcely think the remission of that amount of assessment would be much appreciated by any one who really intended planting and rearing a Tope.

4 I am not sufficiently well acquainted with the Rules in force in Madras regarding Shotrums, to compare them with the practice in Mysore. I should think however that in Mysore the grant of fair sized, free of assessment, for the Shotram and surroundings would be quite enough inducement on the part of Government, the motive for undertaking the work

(62)

meeting of a purely charitable nature.

I have the honor to be
Sir,
Your most obedt Servt

J. B. Grant
Superintendent Finance
Revenue Survey

(63)

187 .

From The Supt. Engineer

To Revenue Survey

Secretary to Chief Commissioner,
Rev. & Marine Department.

Dated 21st January 187

Despatched

Received

ENCLOSURES NO

General No. 36 } 187
No.

Offers his opinion as called for in Chief Commr's Proceedings of 25th & 29th Inst. regarding the temporary exemption of the lands of Sepoys from assessment. Yours &c

19.1.87

Supt. Engineer

(51)

8(35 Revenue General, (Serial No. 29) 8 No 6010

1887.

From

The Deputy Commissioner
Mysore Districts

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department.

Dated 31st January 1887

Despatched 2d

Received 3/2

Enclosures No.

General No 444 / No. } 188 —8 .

Submits opinion on the subject of Municipal Taxes, Topes &c-

3-2-87

4/2

(66)

(16)

No. 4414

Deputy Commissioner's Office
Mysore District,
Dated Mysore 31st January 51.

To

The Secretary to Govt Commissioner
of Mysore, Revenue Dept.

Sir,

With reference to Govt Commrs Proceedings No. 5533-41/R983 dated 27th October, I have the honor to remark that Section 8 of the Mysore Rules of 1913 with regard to Devadayasthanams, Topes &c. may be altogether superseded and as in force in Madras Territory a temporary exemption from assessment &c. in lieu granted to the private or charitable party but in the case of Devadayasthanams &c. should limit the remission to 5 years as from sale of manure &c. the party soon secures himself for ever, and for Topes would fix a certain number of Trees not less than 100 and limit it to 10 years remission, as written that time write any due care they ought to be paid the

need

(61

need of further fencing, weakening bleeding &c. and yielding a return from fruit, oil, lopped branches &c.

I have the honor to be,

Sir,

Your most obedt servant,

Deputy Commissioner,

Mysore District.

(68)

35

Statement showing the particulars of the Collection under this Commission

Table Chalk Table Lamp Lamp &
Apple

Kilo Mixed Banana Banana Cabbage
No Potato Onion Tomato
No No No Ch. Tomato
No Tomato Cauliflower Cauliflower

Bottle Milk ... Carriage

Mixed Plain Cauliflower Tomato
No Onion Cabbage Tomato
No No No Potato
No Mixed Vegetable Mixed Vegetable
No No No Potato
No No No Cabbage
No Potato Mixed Carriage

Mixed Plain Vegetable Vegetable Tomato
No Potato Cabbage Tomato

...e to land granted for pleasure ...ge in the ...
...k No 22252 dated 5 August 1865.

...k... ent.	Extent granted	Date of Grant	Period for which Cultivation of Forest was exempted.	Remarks
	K K P			
...el	" 8 Cultivated. Hay	20 years		
...ligati	" 1 " Cypress	do		
...mai...	" 3 " Cypress	do		
Rai...	" 3 " Teak	do		
	" 15 1/2			
...	" 2 " Cypress	20 years		
...ank	" 3 1/2 Cypress	20 years		
...ya	" 3 " Mangium	do		
...ka	" 2 1/4 "	do		
	" 2 "	do		
Pine	" 2 "	do		
	" 1 " 3/4	do		
	" 6 1/2 Cypress	do		
	1 4 4			
Plate	" 3 6 Pine	10 years		
...ya	" 5 1/2 Mangium	20 years		
...at	" 2 " Cypress	20 years		
	" 6 1/2			
...ka	" 5 5/2 January 65	20 years		
...afar	" 5 " Feb 65	do		
	" 10 5/2			
...ok	5 " 1/2 December 64	20 years		
...s	5 2 " March 65	do		
Bank	3 " 2 January 65	do		
	13 7 5/2			
	" 2 1/2 August 64	20 years		
...apple	" 1/2	do	do	
	" " 6	do	do	
...ya	" 2 2 1/4 October 64	do	do	
	" 5 10 3/4			
Last ...	... 3 3/4			

Krishnayya
Deputy Commissioner
Coimbatore

(71)

General, (Secret) No. 216 Rev & Files 85

1882-82

From The Officer Deputy Commissioner Nilambagh District

To The Secretary to the Board of Inspection Secretary to Chief Commissioner, General Department.

Dated 1st April 1881

Despatched 2d

Received 4/3

Enclosures No. 2

General. No. 8 / R No. 5 } 1881—82.

Sir,

Referring to the enquiry in the concluding part of the Chief Commissioner's Proceedings No 5533-41 dated 27th December 1880 I have the honor to state that no change in the present rates in regard to Chattans and Public and private Toffes appears practicable or expedient as they are found to be generally more favourable to the people than the Bazar rates alluded to and yet do not appear to have hitherto

hindered

them to take the benefit thereby offered to any
considerable extent.

I have the honor to be
Sir
Your most obedient ser.

Hon. Secretary of Treasury
&c &c &c
Secretary's Office

BBL

General, (Serial No. 29.)

1881.

From The Dy Commr Chittagong

To

Secretary to Chief Commissioner, Rev. ~~General~~ Department.

Dated 22nd
Despiched 23rd } April 1881.
Received 25th

Enclosures No. Nil.

General No. / No. } 1881—8.

38.

States that the trades Rules are better than the Engd rules, with regard to the maintenance of Chattrams & Topes —

25. 4. 881

with the other
subject

Sir

Relation amendment
Rules of Inland Steam
Vessels Act
amendment

R

2/4

No 38. 28! 8il

(7)

(12)

Ry Commissioner's Office
Chittagong the 21st
October 1927

From

The Ry Commissioner
Chittagong Dist

To

The Secretary to the Govt
of Mysore

Sir,

With reference to Chief Comm
Pro: No 5033-41 dated 2-12 December
783.
1883 requesting to report whether
the Mysore Rules of 1915 would
not altogether be superseded by
the rules in force in Mysore in
regard to Limitations and Private
and Private Rights. I have the honor
to state that having read both
the rules, I am of opinion that
Madras rules are better than
the Mysore Rules and tend to
promote more the object of the
Government with regard to Limi-
tations and Rights.

2. In case of Limitations and
Rights the Mysore rules have
for the grant of certain extent of
land to the inmates of the

Chairmen, or the principal of the taps, the lands are to be grown in any place in the same taluq and as a rule they are chosen at some distant place from the Chairman, or the taps. The foreign cities take his abode in the village where the lands are, or having them on lottery it pays him himself either as a different taluq, or die. The taps and the Chairmen - being chosen often to include, the keeping of time in the mandi - arrest is right to, and reference may much as the Chairmen and impartiality of the taluq officials which is generally not as it should be, and the reasons suggested is that the Chairmen and taps are never in the mandi under the board being that the parties can't any other time and demand interest in them, and can attend to them when they are fixed by the taluq authorities, and when they cannot avoid it.

3. On the other hand the advocates make provide for no parties lands, but leave the produce

of the Life to the owners for their
benefit; this should often to the
proprietary itself and often should
depend often upon the circumstances
of the case. In his requirement. This
is the law the last phase of the
topic are required to be kept in
their best state.

4. The Statutes and Ordinances are now limit-ordinances
necessary. At Last Road Annual
and are taken care of by the
E.C.I. which meet the standard
requirements of the Societies of
all cities, and besides this there
are civil Statutes called
"Formula" Statutes. With these
two kind of Statutes there
seem very little necessity for the
formal Statutes, and the Supreme
Rule now in force until repeal
to them would in one of many
the most interested situations to
to public life, the only Statutes
which I mean will be made
in future the Life hereafter
is that they should be treated
near the Municipal Statutes under
the supervision of the P.U.C. as
for private life. and Statutes

for

for
feel the sincere pride, pleasure
great endeavour to please and
shall, I consider be satisfied.

I have the honor Sir,

Your most Obed.t Servant

[illegible]

[illegible]

Etw.

No: 81 (79)

Jhansi District
Deputy Commissioner's Office
Camp Chanderagiri, 5th May
1881.

(19)
98

To,

The Secretary to the
Dewan of Cirpore.

Sir,

With reference to the last Divisional Commissioner's Proceedings etc: 5530 - 4 / 983 of 27th December last calling for opinion as to the introduction of fixed rules in the form of the existing ones to promote the planting of Topes and constructing Enclosures, I have the honor to submit the following remarks. —

2. In Cirpore there are two sets of rules in force on the subject, viz "Cirpore Land Rules of 1863, and the Constitution of 1866. The former authorize the grant of land for the support of Charitable buildings, public Topes and Avenues as noted in the margin, while the latter permit the planting of land for planting Topes and

Statement of Rules.	Statement of Lands granted under the Rules.	Observations.
1. Grants for Sarais at Rs: 500 — — — Do:- at Rs: 200 " 350 — — —	30 B. Rajadari	20 Lands for Sarais 12½ yards, 30 " the Avenues in the 3rd year, 1/5 in the 4th year and 1/10 in the 5th and subsequent years.
2. Public Topes containing not less than 100 trees or Enclosing with 50 trees — — —	15 Pagri-dari.	— Do: — — — Do: — — —
	7 Patwari-	Ten years fixed as a rule by Government. —
3. Avenues containing not less than 200 trees — — —	12 Peyadari —	— Do: — — — Do: — — —

and forest trees in the Madras Presidency of rent for 20 years until the right of cultivating it with cereals, not such crops such as sugarcane &c.

3. In the Madras Presidency, trees are distinguished as Public and Private. — Public trees in general in the Government Estate, unless the owner has to obtain sanction for planting in that ground. He can fell his trees without the sanction of the Government, unless the trees reach maturity, when he would have the produce of the trees and appropriate it to himself. Similar respect to the ground made for the road sanctioned — Private Estate and fuel plantation of quick growing trees, exemption from assessment is allowed temporarily, that is for 20 years on the land given for private use and 5 years on that for fuel plantation. — In the matters of Forestry, the Government grants dry land.

land yielding Rupees 10 per annum.—

4. In comparing the benefit derived by both the people and Government from the last mentioned lands with the present neglected state of Mangalore and Topes in Nigeria, one cannot fail to see that the Nigerian Rulers don't ensure successfully in the attainment of the object contemplated by them. Viz:- increasing Vegetation over the face of the country and providing accommodation for travellers. The reason for this difference is apparent. The Nigerian Government demands Rents at $\frac{1}{30}$ to $\frac{1}{2}$ of the assessment of the waste lands endowed on Charitable institutions on certain conditions, whilst the owners of the and Mangaleriana Trees in the Nigerian for them to perform, especially after the Survey settlement and planting. The retrenchment increased the demand on the good land for several reasons, while the planting carried away their cultivating Ryots and Cattle.— The consequence is that a great many good lands

lands were assigned and Salvador Bonilla
and Lejia abandoned. The Chair as
Circle do not demand any benefit from the
owners of Bonilla Lejia and Flores Mines,
and the original grantees and their
descendants have been enjoying the profit
of this labor and capital undisturbed. —

5. Under this circumstance, I submit
that the Chair as Circle may be advantage-
ously brought into play in Nigeria by giving
the "Prayer book" Circle of Bonilla and
to above. —

6. The Circle Rules of Bonilla appear to
be more favorable to the plaintiff
and patent idea, the grants under this Circle
being exempted from assessment for 20
years, whereas of Bonilla and Flores,
they are not given to have functioned with
much disturbance in the minds of
the people in Nigeria, as to plaintiffs
the plantations in the County to which

the

2/

(23)

the Lords affairs. — I submit, therefore, that the existing Order may be legally exchanged at present. —

I have the honor to be,

Sir,

Your most obedient Servant.

Geo. Gordon

Offg: Deputy Commissioner

1878/

From Deputy Commr
Sinkim Division

To

The Dewan of
Secretary to ~~Chief~~ Commissioner,
Revenue ~~General~~ Departm

Dated 16
Despatched 18 3 June 1881.
Received

Enclosures No.

General No.
No. 87 | 1881-82.

Chief Commr Proceedings
5533-41 727 Dewan 16 1880
983

Furnishes opinion
to the introduction of
fresh rules in the room
of the existing ones to pre
-vent the planting of
Topes and constructing
Muzaffarkhanas.

Submitted.
The papers are sent to the
Dewan Sahib

1881.

Kalgoorlie

Rec'd 29 Jany

No. 5779

Encl

Sir

In reply to your letter No. 333 of the 27th inst. forwarding copy of Circular of 1865 regarding the temporary occupation of land required for Tanks from Government for a reasonable time

I beg to state that detailed information as to what extent the Circular referred to has been practically given effect to the number of cases and the area of land which have been disposed of for the above term

I am
Sir
Your obedient
Servant

Ser e No 6085
1881. 1987

From The Deputy Commissioner
Kolar District

To

Secretary to Chief Commissioner of Mysore,
Revenue Department.

Dated 2d February
Despatched 5th
Received 7/2. 7th attd

Enclosures No. 1

General No. 1447 } 1880—81.
No. 1026

The Revenue Secretary's
dated 2nd instant
requiring details
as to what extent the Circular
of 1881 regarding the exemption
exemption of lands required
for Railway purposes
has been practically given
effect to &c.

In reply, I have the
honor to submit a
statement showing the
particulars required
in the above.

Krishnayya
Deputy Commissioner
Kolar District

JR 7-2-81

7/2 Secretariat

(General Serial No. 29.)

OFFICE OF THE DEWAN OF MYSORE. 28.OCT.81

From The Dy Commissioner Bangalore District

To

The Secretary to the ~~Chief Commissioner~~ Dewan of Mysore, Rev. Department.

Dated 20th October

Despatched

Received

Enclosures No. one

General No. 1874 / No. 571 } 1881–82.

Reports that he finds concurrence in the desirability of the introduction of the measures proposed for preserving the planting of topes adjacent to

28-10-81

Dy Commr Bangalore

Letter

No. 8582-82 (91) 24

Nilgiris District Office Commissioner's Office,
Camp Ootacamund 21st October 1882.

No.

The Secretary to the Govt. of Madras
Revenue Department.

Sir,

In reply to the Proceedings of the late Chief Commissioner No. 8582-82 dated the 27th December last, I have the honor, after obtaining the opinions of the Collectors on the subject, to report that I fully concur in the desirability of the introduction of the measures therein proposed for promoting the planting of Topes on private lands by exempting the lands on which they are planted from assessment for a period of 20 years or less, in order to relieve the planters from the burden of assessment till the trees come into bearing.

2. The Rules in force in the Madras Presidency provide for an unconditional exemption from assessment for 20 years in the case of private Topes planted on waste land, while in the case of those on land usually cultivable the full assessment is chargeable from the time the trees are planted, unless there be special reasons for greater indulgence. I am however—

inclined to think that a strict adherence to the latter rule might not afford a sufficient inducement to intending planters who, it is likely, will in many instances prefer to plant trees on their own lands selecting in return a temporary remission of assessment on account of the difficulty which they often experience in procuring suitable waste lands at convenient distances from their villages or holdings. It is equally to be feared that any great relaxation of the rule might act injuriously on the revenues of the State. An intermediate arrangement would be: viz. when fruit-trees being planted on such lands, the assessment to commence as soon as the trees come into bearing. The planting of gardens has been altogether abandoned, and some such arrangement is absolutely necessary.

3. I may add that the Act No. 1 of 1846, so far as they relate to the building of Chattrams and other charitable institutions, do not call for any modification.

4. A precis of the Collectors' reports is enclosed.

I have the honor to be,
Sir
Your most obt. servant.

Wm. Thomson

Offg. Commissioner.

(93)

Encl to 9614

Precis of the opinions of the various Amildars of the Kaira District regarding the proposed introduction into Gujarat of the Madras Rules relative to Chabrans and Topes in supersession of the existing orders of 1846 on the subject.

Amildar of Kaira. The rules of 1846 cannot work with success on account of the extreme difficulty in procuring suitable Banjar lands for planting Topes in the immediate vicinity of villages. There are people who could undertake the planting of Topes on condition of being exempted from payment of Kandayan for a period of 20 years at the end of which they would keep them as their private property subject to the payment of full assessment. It would however be a better inducement to allow the Ryots to plant trees on their own lands

on the aforesaid terms.

Amildar of Mangrauld. The introduction into Force of the Madras Rules seems desirable.

Amildar of Umbalgaid. Reports that the favorable terms (viz: the grant of an Inam) offered by the Rules of 1846 not having sufficiently attracted Planters of Tapey, he is not inclined to think that the introduction of the Madras Rules referred to would afford a better incentive.

Amildar of Shirkapha states that the Rules of 1846 do not seem to have worked well, and he is of opinion that many persons may come forward to plant Tapey on condition of their being exempted from payment of Kandagim for 20 years, as thereby they would be allowed the free use of the pasturage of the Lands on which the trees are planted, as well as the appropriation of dried wood and the

Enjoyment of the produce of the trees.

Article 4. Lays that the Madras Rules might prove an inducement, as thereby the planters of Tapei will have an opportunity to see during a given period whether their labours have been attended with success, and whether they can after that period keep the Tapei as their private property, subject to payment of the land assessment.

Article 5 Recapitulates. Considers the introduction of the Madras Rules desirable.

Article 6 Augmentation. States that the Rules of 1846 have not worked well in consequence of the difficulty experienced in procuring suitable Bamboo Lands in the vicinity of villages. He thinks that it would be an inducement to them extending plantations that Tapei or Cooties

of being exempted from payment of assessment until the Tree Come into bearing, and then to enjoy the privilege and appropriate dried wood.

Mr. Chairman of Darnall. I am of opinion that the existing Rule should continue, as they allow the Planter an Income for planting Trees, while the Rule proposed to be introduced temporarily exempts the Planters from payment of assessment for the Land on which they are planted.

Mr. Chairman of Sheffield. Thinks that the Standard Rate may be introduced, as they allow the Planters the enjoyment of their Trees as private property.

I remain
for Self Commissioner
Hakan Dated